

OCT. 6. 2005 1:18PM LVM 312 616 5700

NO. 6623 P. 1

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DATE: OCTOBER 6, 2005

NUMBER OF PAGES (INCLUDING  
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ATTORNEY DOCKET NO. 226749

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FROM: JOHN KILYK, JR.  
REGISTRATION NO. 30,763

DIRECT LINE: (312) 616-5665

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To: EXAMINER E. SLOBODYANSKY (GROUP 1652)  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C.

TEL NUMBER: (571) 272-0941  
FAX NUMBER: (571) 273-0941

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IN RE APPLN. OF: Sogabe et al.  
APPLICATION NO. 10/807,228  
FILED: March 23, 2004  
GROUP ART UNIT: 1652  
EXAMINER: E. Slobodyansky

**ATTACHED PLEASE FIND THE FOLLOWING DOCUMENTS:**

- Communication (2 pages)
- Form PTO-1083 (1 page, in duplicate)
- Corrected Reply to Office Action (9 pages)
- Supplemental Declaration for Reissue Patent Application to  
Correct "Errors" Statement (2 pages)

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NO. 6623 P. 2

OCT 06 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/807,228

Applicant: Sogabe et al.

Filed: March 23, 2004

TC/AU: 1652

Examiner: E. Slobodyansky

Docket No.: 226749-Tak (Client Reference No. 20462-CPA-RI-RCE-DIV)

Customer No.: 23460

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

COMMUNICATION

Sir:

In response to the telephonic request of Examiner Slobodyansky on September 20, 2005, Applicants herein submit a "Corrected Reply to Office Action," which sets forth the "Amendments to the Claims" and "EXHIBIT A - Additional Claim Amendments" in the format specified by 37 C.F.R. § 1.173(b). Additionally, as requested, Applicants herein submit a "Supplemental Declaration for Reissue Patent Application to Correct 'Errors' Statement."

Examiner Slobodyansky has indicated that the currently pending claims of the subject application are allowable. Accordingly, Applicants believe that the submission of the requested Corrected Reply to Office Action and the Supplemental Declaration place the subject application in condition for allowance.

MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10			
I hereby certify that this document and all accompanying documents are, on the date indicated below, being <input checked="" type="checkbox"/> facsimile transmitted to the U.S. Patent and Trademark Office at fax number: (571) 273-0941.			
Name (Print/Type)	John Kilyk, Jr.		
Signature		Date	October 6, 2005

Application No. 10/807,228

Reply to Office Action

If, in the opinion of the Examiner, a telephone conference would expedite the prosecution of the subject application, the Examiner is invited to call the undersigned attorney.

Respectfully submitted,

  
John Kilyk, Jr., Reg. No. 30763  
~~LEYDIG, VOIT & MAYER, LTD.~~  
Two Prudential Plaza, Suite 4900  
180 North Stetson Avenue  
Chicago, Illinois 60601-6780  
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Date: October 6, 2005

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FORM PTO-1083

NO. 6623 P. 4

PATENT

Attorney Docket No. 226749-Tak

Client Reference No. 20462-CPA-RI-RCE-DIV

Date: October 6, 2005

In re Application of: Sogabe et al.  
Application No. 10/807,228  
Filed: March 23, 2004  
For: CREATINE AMIDINOHYDROLASE, PRODUCTION THEREOF AND USE THEREOF

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OCT 06 2005

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a corrected reply to an office action in the subject application.

Small entity status is claimed for this application under 37 CFR 1.27.

Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.

Other: Supplemental Declaration for Reissue Patent Application to Correct "Errors" Statement

Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
TIME EXTENSION PETITION FEE			none		\$ 0.00	\$ 0.00		
	subtract time extension fee previously paid		none		(\$ 0.00)	(\$ 0.00)		
CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE	RATE	ADD'L CLAIM FEE
TOTAL	3	MINUS	23	= 0	x 25=	\$	x 50=	\$0.00
INDEPENDENT	2	MINUS	4	= 0	x 100=	\$	x 200=	\$0.00
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM				+ 180=	\$	+ 360=	\$0.00
TOTAL AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT					TOTAL	\$	TOTAL	\$0.00

The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.

Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,  
LEYDIG, VOIT & MAYER, LTD.

By   
John Klyk, Jr., Reg. No. 30,763

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Amendment or ROA Transmittal (Revised 2/17/05)

OCT. 6, 2005  
FORM PTO-1083

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NO. 6623 P. 5

PATENT

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CENTRAL FAX CENTERAttorney Docket No. 226749-Tak  
Client Reference No. 20482-CPA-RI-RCE-DIV  
Date: October 6, 2005

In re Application of: Sogabe et al.

Application No. 10/807,228

Filed: March 23, 2004

For: CREATINE AMIDINOHYDROLASE, PRODUCTION THEREOF AND USE THEREOF

OCT 06 2005

Mail Stop AF  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

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Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

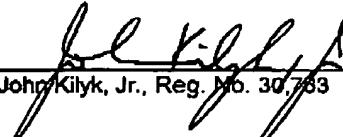
					SMALL ENTITY	OTHER THAN A SMALL ENTITY				
TIME EXTENSION PETITION FEE		none			\$ 0.00	\$ 0.00				
	subtract time extension fee previously paid	none			(\$ 0.00)	(\$ 0.00)				
CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE	RATE			
TOTAL	3	MINUS	23	= 0	x 25=	\$	x 50= \$0.00			
INDEPENDENT	2	MINUS	4	= 0	x 100=	\$	x 200= \$0.00			
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM				+ 180=	\$	+ 360= \$0.00			
<b>TOTAL AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT</b>					<b>TOTAL</b>	<b>\$</b>	<b>TOTAL</b>			

The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.

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Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,  
 LEYDIG, VOIT & MAYER, LTD.

By   
 John Kilyk, Jr., Reg. No. 30,763

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Amendment or ROA Transmittal (Revised 2/17/05)